IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Benveniste, Mathilde

erial No.: 09/813.794

Confirmation No.:

Filed:

March 22, 2001

For:

ASYMMETRIC

MEASUREMENT-BASED

DYNAMIC PACKET

ASSIGNMENT SYSTEM

AND METHOD FOR

WIRELESS DATA

SERVICES

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Group Art Unit: 2664

Examiner: Jamal A Fox

CERTIFICATE OF TRANSMISSION

37 CFR 1.8

I hereby certify that this correspondence is being transmitted by first class mail to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 21, 2005.

January 21, 2005

RESPONSE TO OFFICE ACTION DATED SEPTEMBER 21, 2004

In response to the Office Action dated September 21, 2004, having a shortened statutory period for response set to expire on December 21, 2004, please enter this response and reconsider the claims pending in the application for reasons discussed below. Applicant requests for a one month extension of time and submits fees in connection with this response. The Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782/ATT/113006, for any fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.